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NOVAK DRUCE + QUIGG LLP
10415 SOUTHERN MARYLAND BLVD.
DUNKIRK, MD 20754

In re Application of CLUSTER RESOURCES :

U.S. Application No.: 10/530,580 :

PCT Application No.: PCT/US2005/008278 :

Int. Filing Date: 11 March 2005 :

Priority Date Claimed: 13 March 2004 :

Attorney Docket No.: 010-0028 :

For: SYSTEM AND METHOD PROVIDING
OBJECT MESSAGES. . . :

DECISION

This is in response to the correspondence filed 15 October 2008, which is being treated as a petition under 37 CFR 1.181. No petition fee is due.

BACKGROUND

On 11 March 2005, applicant filed international application PCT/US2005/008278, which claimed priority of an earlier United States application filed 13 March 2004.

On 07 April 2005, applicant filed purported national stage papers in the United States Designated/Elected Office (DO/EO/US). The submission included, *inter alia*, the requisite basic national fee.

On 27 August 2008, the DO/EO/US mailed a Notification of Abandonment (Form PCT/DO/EO/909), which indicated that the application is abandoned for failure to respond to a Notification of Missing Requirements (Form PCT/DO/EO/905).

On 15 October 2008, applicant filed the present petition under 37 CFR 1.181.

DISCUSSION

A review of the application file reveals that no Notification of Missing Requirements was mailed. Therefore, the Notification of Abandonment was sent in error.

CONCLUSION

For the reasons above, the petition under 37 CFR 1.181 is GRANTED.

The Notification of Abandonment (Form PCT/DO/EO/909) mailed 27 August 2008 is hereby VACATED.

The application has an International Filing Date under 35 U.S.C. 363 of 11 March 2005, and a date under 35 U.S.C. 371(c)(1), (c)(2), and (c)(4) of 07 April 2005.

This application is being forwarded to the United States Designated/Elected Office (DO/EO/US) for further processing in accordance with this decision.

Bryan Lin

Bryan Lin
PCT Legal Examiner
PCT Legal Office

Telephone: 571-272-3303
Facsimile: 571-273-0459